

Docket No. TSX-0001-CPA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Thomas E. SAWYER et al.

ART UNIT: 3713

SERIAL NO: 08/918,944

EXAMINER: Sager, M.

FILING DATE: August 25, 1997

FOR: ELECTRONIC SYSTEM AND METHOD FOR OPERATING AN
AUXILIARY INCENTIVE GAME

DECLARATION UNDER 37 C.F.R. § 1.132

RECEIVED

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

JUN 11 2001

SIR:

TECHNOLOGY CENTER R3700

We, Thomas E. Sawyer and Tony A. Cranford, do hereby declare and state that:

1. We are the joint inventors of the subject matter claimed in the above-identified application. All work described hereinafter was performed by us or on our behalf in the United States of America.

2. We have reviewed the presently pending claims and are aware of the outstanding Office Action of February 8, 2001, in which the Examiner has requested additional information relating to an intent to use application for a U.S. trademark registration that was filed January 26, 1996, and for which a first use in commerce was identified as June 1, 1996.

3. Although the Ten Stix 21 mark was used in commerce more than one year before the effective filing date of the present application, the Ten Stix 21 mark was previously used to identify a manual auxiliary incentive game that involved the use of lammers.

F

4. The claimed invention, in contrast, is directed to an apparatus that controls and displays each player's progress in the auxiliary game without the use of lammers. This game was not used in commerce more than one year prior to the filing date of the above-identified application.

5. As evidence that the that the Ten Stix 21 mark for which an intent to use trademark application was sought was used to identify a manual auxiliary incentive game that involved the use of lammers, attached is a copy of documentation, including a copy of a specimen submitted in the Intent to use application showing actual use of the manual auxiliary game in commerce.

All statements made herein of my own knowledge are true and all statements made on information and belief are believed true. Further, I am aware that willful false statements and the like are punishable by fine, imprisonment or both, 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the above-captioned patent application, and any patent to issue thereon.

DATE: 6-7-2001

Thomas C. Sawyer
Thomas E. Sawyer

DATE: 6-7-2001

Tony A. Crawford
Tony A. Crawford

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

SERIAL NO.	APPLICANT	PAPER NO. <i>LB</i>
75/049086 Sawyer, Thomas		
MARK		
TEN STIX 21		
ADDRESS		ACTION NO.
John R. Ley John R. Ley, LLC 5299 DTC Boulevard Suite 610 Englewood, CO 80111-3327		02
		MAILING DATE
		03/05/97
		REF. NO.
FORM PTO-1525 (5-90)		U.S. DEPT. OF COMM. PAT. & TM OFFICE

ADDRESS:

Assistant Commissioner
for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

Please provide in all correspondence:

1. Filing Date, serial number, mark and Applicant's name.
2. Mailing date of this action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and ZIP code.

EXAMINER'S AMENDMENT

EXAMINING ATTORNEY		PERSON CALLED/INTERVIEWED	TELEPHONE NUMBER
Paula B. Mays		John R. Ley, Esquire	(303) 740-9000
<input checked="" type="checkbox"/>	TELEPHONE CALL	INTERVIEW DATE	X ATTORNEY
	PERSONAL INTERVIEW	March 5, 1997	X APPLICANT

CALL RECORD/NOTES

OFFICE SEARCH: The examining attorney has searched the Office records and has found no similar registered or pending mark which would bar registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d). TMEP section 1105.01.

RE: Serial Number **75/049086 TEN STIX 21**

In accordance with the authorization granted by the above Applicant or attorney, the application has been AMENDED as indicated below. No response is necessary unless there is an objection to the amendment.

Disclaimer

A disclaimer is entered for the term "21" which reads as follows:

BT No claim is made to the exclusive right to use "21" apart from the mark as shown. *ptur*

Entity Designation

The applicant are joint applicants, citizens of the United States.

Paula B. Mays
 Paula B. Mays
 Trademark Examining Attorney
 Law Office 106,
 (703) 308-9106 ext. 144

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

<p>SERIAL NO. 75/049086 Sawyer, Thomas</p> <p>MARK TEN STIX 21</p> <p>ADDRESS</p> <p>John R. Ley John R. Ley, LLC 5299 DTC Boulevard Suite 610 Englewood, CO 80111-3027</p>	<p>APPLICANT</p> <p>ACTION NO. 02</p> <p>MAILING DATE 02/20/97</p> <p>REF. NO.</p>	<p>PAPER NO.</p> <p>ADDRESS:</p> <p>Assistant Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3513</p> <p>If no fees are enclosed, the address should include the words "Box Responses - No Fee."</p> <p>Please provide in all correspondence:</p> <ol style="list-style-type: none"> 1. Filing Date, serial number, mark and Applicant's name. 2. Mailing date of this Office action. 3. Examining Attorney's name and Law Office number. 4. Your telephone number and ZIP code.
FORM PTO-1525 (5-90) U.S. DEPT. OF COMM. PAT. & TM OFFICE		

A PROPER RESPONSE TO THIS OFFICE ACTION MUST BE RECEIVED WITHIN 6 MONTHS FROM THE DATE OF THIS ACTION IN ORDER TO AVOID ABANDONMENT.
For your convenience and to ensure proper handling of your response, a label has been enclosed. Please attach it to the upper right corner of your response. If the label is not enclosed, print or type the Trademark Law Office No., Serial No., and Mark in the upper right corner of your response.

RE: Serial Number: **75/049086 TEN STIX 21**

This letter responds to the applicant's communication filed on January 28, 1997.

The examining attorney has reviewed the above referenced Amendment to Alleged Use, and accompanying specimens and determined the following:

The amendment to the Identification of Goods is accepted.

INFORMALITIES

The applicant must, however, address the following informalities prior to registration:

Entity Designation

The applicant has failed to address the issue of the entity designation.

In the preamble of the application, the applicant lists two individual applicants. This designation is not acceptable because it is unclear as to entity of the applicant. The applicant must submit an amendment indicating the specific type of entity applying, for example, a corporation, an unincorporated association, a partnership or a joint venture, or joint applicants. The applicant must

also indicate the citizenship of the applicants and/ or under whose laws the entity is organized or incorporated. TMEP section 802.03.

Disclaimer

The applicant must insert a disclaimer of "21" in the application, because the term is descriptive of a wagering table game. Trademark Act Section 6, 15 U.S.C. Section 1056; TMEP sections 1213 and 1213.09(a)(i).

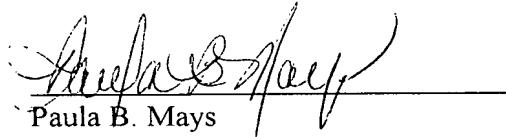
A properly worded disclaimer should read as follows:

No claim is made to the exclusive right to use "*Twenty One*" apart from the mark as shown.

Applicant's Response

No set form is required for response to this Office action. The applicant must respond to each point raised. If the applicant has any questions or needs assistance in responding to this Office action, please telephone the assigned examining attorney.

PLEASE NOTE: All of the issues raised can be resolved by telephone. The applicant may telephone the examining attorney, instead of submitting a written response, to expedite the application.



Paula B. Mays
Trademark Examining Attorney
Law Office 106,
(703) 308-9106 ext. 144



TRADEMARK

2/28/97

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) T.M. Law Office: 106
Thomas Sawyer and Tony Cranford)
Serial No.: 75/049,086) T.M. Examiner: P. Mays
Filing Date: January 26, 1996) "EXPRESS MAIL" MAILING LABEL NUMBER: EM 608543083
Mark: "TEN STIX '21") DATE OF DEPOSIT: January 28, 1997
Atty. File No.: 99.402) I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR
TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513.

TYPED OR PRINTED NAME: JANICE MESSER

SIGNATURE:

SUBMISSION OF AMENDMENT TO ALLEGE USE

Assistant Commissioner for Trademarks
BOX ITU FEE
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Sir:

Enclosed herewith for filing in the United States Patent and Trademark Office is an Amendment to Allege Use under 37 C.F.R. 2.76 for the above-identified U.S. trademark registration application.

Also enclosed with this Amendment are three (3) specimens and a check in the amount of \$100.00 to cover the filing fee. The Commissioner is hereby authorized to charge an additional fees required to Deposit Account No. 12-1087.

Date: 1/28/97

John R. Ley, Esq.
Registration No. 27,453
ATTORNEY FOR APPLICANT

JOHN R. LEY, LLC
5299 DTC Blvd., Suite 610
Englewood, Colorado 80111-3321
Telephone: (303) 740-9000
Facsimile: (303) 740-9042

97 FEB -5 PM 4:02
LAW OFFICE 106
T.M.E.O.

RECEIVED

JUN 11 2001

TECHNOLOGY CENTER R3700

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) T.M. Law Office 106
)
Thomas Sawyer and Tony Cranford) T.M. Examiner: P. Mays
)
Serial No.: 75/049,086) "EXPRESS MAIL" MAILING LABEL NUMBER: EM 608543083
) DATE OF DEPOSIT: January 27, 1997
)
Filing Date: January 26, 1996) I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
) DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
) "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE
) UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS
) ADDRESSED TO THE ASSISTANT COMMISSIONER FOR
) TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-
) 3513.
Mark: "TEN STIX 21")
Atty. File No.: 99.402)
)

TYPED OR PRINTED NAME: JANICE M. MESSER

SIGNATURE: Janice Messer

AMENDMENT TO ALLEGE USE UNDER
37 C.F.R. 2.76

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Sir:

Applicants request registration of the above-identified mark in the U.S. Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended).

Applicant is using the mark in commerce on or in connection with the goods identified in the application as a wagering table game, as amended, in International Class 28.

APAU
The mark was first used in connection with the goods at least as early as August 21, 1995; was first used in interstate commerce at least as early as June 1, 1996; and is now in use in such commerce.

CC

Cont.

*APOL
CC*

The mark is used on table top playing surfaces on which the game is played, or as otherwise may be customary in the relevant trade.

CONT

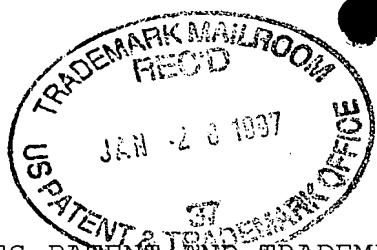
The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that we are properly authorized to execute this Amendment to Allege Use; that we believe we are the owner of the mark sought to be registered; that the mark is now in use in commerce; that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true.

Date: 1 - 27 - 97

By: Thomas Sawyer
Thomas Sawyer

Date: 1 - 27 - 97

By: Tony Cranford
Tony Cranford



TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Tony Cranford

Serial No.: 75/049,086

Filing Date: January 26, 1996

Mark: "TEN STIX 21"

Atty. File No.: 99.402

) T.M. Law Office 106

) T.M. Examiner: P. Mays

) "EXPRESS MAIL" MAILING LABEL NUMBER: EM 608543083
DATE OF DEPOSIT: January 28, 1997

) I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE
UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR
TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-
3513.

TYPED OR PRINTED NAME: JANICE M. MESSER

SIGNATURE: Janice Messer

AMENDMENT AND RESPONSE

RECEIVED

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

JUN 11 2001

TECHNOLOGY CENTER R3700

Dear Sir:

In response to the office action mailed August 2, 1996, please
amend the above identified application in the following manner:

IN THE STATEMENT:

AS
In lines 2-3, delete "Wagering Game" and substitute therefor
--Wagering Table Game--.

REMARKS

This Amendment and Response is intended to fully respond to
all of the issues raised in the office action mailed August 2,
1996.

The identification of goods has been amended as suggested by
the Trademark Attorney.

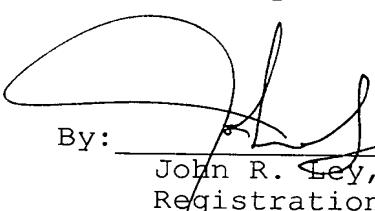
The applicants are two individual persons, both United States citizens. The applicants jointly own the mark in a partnership, and have therefore applied for registration as joint applicants.

Attached is an Amendment to Allege Actual Use, signed by the applicants, and to which specimens of actual use are attached. It is therefore requested that this publication be amended to reflect actual use, not an intent to use.

In view of the fact that the search failed to reveal any similar registered or pending marks which would bar registration of the mark identified in this application, and in view of the above amendment and remarks, it is now believed that the present application is in condition for publication, and such action is respectfully requested. Should additional issues remain which can be resolved by telephone, the Trademark Attorney is requested to telephone the undersigned.

Respectfully submitted,

Date: 1/28/97

By: 
John R. Ley, Esq.
Registration No. 27,453
ATTORNEY FOR APPLICANT

JOHN R. LEY, LLC
5299 DTC Blvd., Suite 610
Englewood, Colorado 80111-3321
Telephone: (303) 740-9000
Facsimile: (303) 740-9042

TRADEMARK
EXPRESS MAIL NO. EM608543083

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:)
)
Thomas Sawyer and Tony Cranford)
)
Serial No.: 75/049,086) T.M. Law Office 106
)
Filing Date: January 26, 1996) T.M. Examiner: P. Mays
)
Mark: "TEN STIX 21")
)
Atty. File No.: 99.402)

CERTIFICATE OF MAILING BY EXPRESS MAIL

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Sir:

The undersigned hereby certifies that the attached Amendment and Response; Amendment to Allege Use; Submission of Amendment to Allege Use; Check for \$100.00; Certificate of Mailing by Express Mail; and Return Card, relating to the above application, were deposited as "Express Mail," Mailing Label No. EM608543084 with the United States Postal Service, addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on January 28, 1997.

1/28/97 Janice Messer
Date Mailer

1/28/97 John R. Ley
Date John R. Ley, Esq.
Registration No. 77,453
ATTORNEY FOR APPLICANT

JOHN R. LEY, LLC
5299 DTC Blvd., Suite 610
Englewood, Colorado 80111-3321
Telephone: (303) 740-9000
Facsimile: (303) 740-9042

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

<p>SERIAL NO. 75/049086</p> <p>MARK <u>TEN STIX 21</u></p> <p>ADDRESS John R. Ley John R. Ley, LLC 5299 DTC Boulevard Suite 610 Englewood, CO 80111-3327</p>	<p>APPLICANT Sawyer, Thomas</p>	<p>PAPER NO.</p> <p>ADDRESS: ASSISTANT COMMISSIONER FOR TRADEMARKS 2900 Crystal Drive Arlington, Virginia 22202-3513</p> <p>Please provide in all correspondence:</p> <ol style="list-style-type: none"> 1. Filing Date, serial number, mark and Applicant's name. 2. Mailing date of this Office action. 3. Examining Attorney's name and Law Office number. 4. Your telephone number and ZIP code.
		<p>ACTION NO. 01</p> <p>MAILING DATE 08/02/96</p> <p>REF. NO.</p>
<p>FORM PTO-1525 (5-90) U.S. DEPT. OF COMM. PAT. & TM OFFICE</p>		

A PROPER RESPONSE TO THIS OFFICE ACTION MUST BE RECEIVED WITHIN 6 MONTHS FROM THE DATE OF THIS ACTION IN ORDER TO AVOID ABANDONMENT.
For your convenience and to ensure proper handling of your response, a label has been enclosed. Please attach it to the upper right corner of your response. If the label is not enclosed, print or type the Trademark Law Office No., Serial No., and Mark in the upper right corner of your response.

RE: Serial Number: **75/049086 TEN STIX 21**

The assigned examining attorney has reviewed the referenced application and determined the following:

SEARCH OF OFFICE RECORDS

The examining attorney has searched the Office records and has found no similar registered or pending mark which would bar registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d). TMEP section 1105.01.

INFORMALITY

The applicant must, however, address the following informality prior to registration:

Identification of Goods

The identification of goods is unacceptable as indefinite. The applicant may adopt the following identification, if accurate: *Wagering [the applicant must specify type of game, i.e. table or board] game, (in International Class 28)*. TMEP section 804.

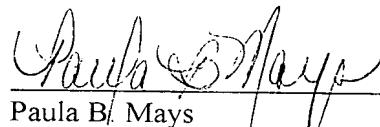
Entity Designation

The application lists more than one party as the applicant. Usually a mark is owned by a single business entity or one individual. If this is the case, the applicant must amend the preamble to specify a single owner. If, however, the applicants own the mark jointly, they must state that they are joint applicants and explain the nature of their business relationship. The applicant must list the citizenship of each joint owner. TMEP section 802.03(d).

Applicant's Response

No set form is required for response to this Office action. The applicant must respond to each point raised. If the applicant has any questions or needs assistance in responding to this Office action, please telephone the assigned examining attorney.

PLEASE NOTE: All of the issues raised can be resolved by telephone. The applicant may telephone the examining attorney, instead of submitting a written response, to expedite the application.



Paula B. Mays
Paula B. Mays
Trademark Examining Attorney
Law Office 106,
(703) 308-9106 ext. 144



245/3675049086

TRADEMARK
Attorney Docket No. Q99.402
Express Mail No. EM016482420US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark : TEN STIX 21

Class : 28

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JUN 11 2001

TECHNOLOGY CENTER R3700

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS #2

Applicants :

Thomas Sawyer and Tony Cranford

Per A Addresses :

P.O. Box 699 CO Entry #1
Idaho Springs, Colorado 80452;

(12252 W. Chenango Drive
Morrison, Colorado 80465)

STATEMENT

The above-identified Applicants have a bona fide intention to use the trademark shown in the accompanying drawing in commerce in connection with the following goods -- (Wagering Game) and request that said trademark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946, as amended.

The Applicants intend to use the mark on table-top playing surfaces on which the game is played, or as otherwise may be customary in the relevant trade.

POWER OF ATTORNEY

Applicants hereby appoint John R. Ley, Registration No. 27,453, John B. Phillips, Registration No. 37,206, and David K. Purks, Registration No. 40,133, members of the Bar of the State of Colorado, whose post office address is 5299 DTC Boulevard, Suite 610, Englewood, Colorado 80111-3327, telephone (303) 740-9000, and facsimile (303) 740-9042, as their attorneys to prosecute this application for registration with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the Certificate of Registration. All communications, verbal or written, should be addressed to:

AT (John R. Ley, Esq.
CPA (John R. Ley, LLC
5299 DTC Boulevard,
Suite 610
Englewood, Colorado 80111-3327)

Telephone : (303) 740-9000
Facsimile : (303) 740-9042

DECLARATION

The undersigned persons, being hereby warned that willful, false statements and the like so made are punishable by fine or imprisonment or both under Section 1001, Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any registration resulting therefrom, declare that we are properly authorized to execute this application; that we believe we are entitled to use such mark in interstate commerce; that to the best of our knowledge and belief no other person, firm, corporation or association has the right to

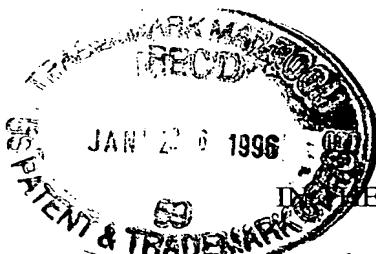
use said mark in commerce, either in the identical form or in such near resemblance thereto as to be likely, when applied to the goods of such other person, to cause confusion or to cause mistake or to deceive; and that the facts set forth in the application are true, and that all statements made of our own knowledge are true and all statements made on information and belief are believed to be true.

Date: January 23, 1996

Thomas Sawyer

Date: January 23, 1996

Tony Cranford



TRADEMARK
Attorney Docket No. 099.402
Express Mail Label No. EM016482420US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas Sawyer and Tony Cranford

) Class: 28

Serial No.

Filed: Concurrently Herewith

Mark: TEN STIX 21

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JUN 11 2001

TECHNOLOGY CENTER R3700

CERTIFICATE OF MAILING BY EXPRESS MAIL

Assistant Commissioner for Trademarks
BOX TRADEMARK APPLICATION
2900 Crystal Drive
Arlington, Virginia 22202-3513

Sir:

The undersigned hereby certifies that the attached Transmittal Letter; Actual Use Trademark Application; One (1) Sheet of Drawings; check in the Amount of \$245.00; Certificate of Mailing by Express Mail; and Return Card, relating to the above application, were deposited as "Express Mail," addressed to the Assistant Commissioner for Trademarks, BOX TRADEMARK APPLICATION, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on January 26, 1996.

Date

1/26/96

John R. LEY

Registration No. 27,453

ATTORNEY FOR APPLICANT

JOHN R. LEY, LLC
5299 DTC Boulevard, Suite 610
Englewood, Colorado 80111-3321
Telephone: (303) 740-9000
Facsimile: (303) 740-9042

JOHN R. LEY, LLC
Attorneys at Law

5299 DTC Boulevard, Suite 610
 Englewood, Colorado 80111-3327
 (303) 740-9000 · Fax (303) 740-9042
 Ley IP Law @ AOL.Com

Patent
 Trademark and
 Copyright Matters

John R. Ley
 John B. Phillips
 David K. Purks



January 26, 1996

TRADEMARK
 Attorney Docket No. 099.402
 Express Mail Label No. EM016482420US

Assistant Commissioner for Trademarks
 BOX TRADEMARK APPLICATION
 2900 Crystal Drive
 Arlington, Virginia 22202-3513

Sir:

RECEIVED

JUN 11 2001

TECHNOLOGY CENTER R3700

Enclosed herewith is the Intent-to-Use Trademark Application of Thomas Sawyer and Tony Cranford, for the mark TEN STIX 21 in class 28.

Also enclosed is one (1) sheet of drawings, and a check in the amount of \$245.00 for payment of the required filing fee.

Please charge any fee deficiencies or credit any overpayment to the undersigned attorney's Deposit Account No. 12-1087.

Dated at Englewood, Colorado, January 26, 1996.

Respectfully submitted,

John R. LEY,
 Registration No. 27,453
 ATTORNEY FOR APPLICANT

JOHN R. LEY, LLC
 5299 DTC Boulevard, Suite 610
 Englewood, Colorado 80111-3321
 Telephone: (303) 740-9000
 Facsimile: (303) 740-9042

TRADEMARK APPLICATION SERIAL NO.

75049086

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

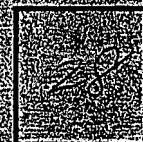
170 80 07/21/96 75049086 0 361 245.00 CK

TRADEMARK

75049086



75049086



REFD

CONTENTS

JUL 2 1996

LAW OFFICE 06

Entry

Date
AUG 4 1996

Initials

1.

*Crail & Amendt A*A
JUL 2 1996

3.

Crail & Amendt B

FEB 20 1997

4.

Crail & Amendt B

MAR 5 1997

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 See inside of file for additional entries.

1. REG. NO. 2092-620	3. MARK TEN STIX 21	4. SER. NO. 75/C49C86
2. REG. DATE 28-07-1998		5. REGISTER PRINCIPAL
6. INTERNATIONAL CLASS 28	7. PRIOR U.S. CLASS 22-23-33-50	8. FILING DATE 11/26/96
9. LAW OFFICE 106		
10. APPLICANT AND POST OFFICE Sawyer, Thomas Cranford, Tony 12232 W. Shenandoah Drive Harrison, COLORADO 80465 INDIVIDUAL COLORADO CITIZEN		16. EXAMINING ATTORNEY M. Kays
		17. TYPE OF MARK SECTION 1(b) TRADEMARK
		18. FIRST USE ICL 323 JC/CC/CCCC
11. CORRESPONDENCE ADDRESS John R. Ley John R. Ley, LLC 5299 DTC Boulevard Suite 610 Englewood, CO 80111-3322		19. IN COMMERCE ICL 323 UC/CC/CCCC
12. DOMESTIC REPRESENTATIVE		20. FOREIGN REG. AND APPL. DATA
13. APPLICANT'S ATTORNEY John R. Ley		
15. GOODS - SERVICES 223-wagering game		



OFFICE

Data Published In Trademark O.G.
Section 8 Accepted - (Signature)
Section 15 - (Signature)
Section 9 Renewal Accepted - (Signature)

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

Reg. No. 2,092,620

United States Patent and Trademark Office

Registered Sep. 2, 1997

TRADEMARK
PRINCIPAL REGISTER

TEN STIX 21

SAWYER, THOMAS (UNITED STATES CITI-
ZEN)
P.O. BOX 699
IDAHO SPRINGS, CO 80452 AND

CRANFORD, TONY (UNITED STATES CITI-
ZEN)
12252 W. CHENANGO DRIVE
MORRISON, CO 80465

FOR: WAGERING TABLE GAME, IN CLASS
28 (U.S. CLS. 22, 23, 38 AND 50).
FIRST USE 8-21-1995; IN COMMERCE
6-1-1996.
NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "21", APART FROM THE
MARK AS SHOWN.

SER. NO. 75-049,086, FILED 1-26-1996.

PAULA MAYS, EXAMINING ATTORNEY

TM TRADEMARK



75049086



Applicants : Thomas Sawyer and Tony Cranford

Addresses : P.O. Box 699
Idaho Springs, Colorado 80452; and

12252 W. Chenango Drive
Morrison, Colorado 80465

28
82,83,3850

Mark : TEN STIX 21

Class : 28

Goods : Wagering Game

TEN STIX 21

100-011002

*** User: EX595050 ***

STMT NUMBER	TOTAL MARKS	LIVE VIEWED	DEAD VIEWED	SEARCH
01	1	1	0	PHRASCH /OW sawyer thomas
02	1861	0	0	PHRASCH ten ^ '10'
03	3009	0	0	PHRASCH :stick: ^ stix:
04	546	0	0	PHRASCH '21' ^ twenty one
05	1	1	0	PHRASCH 2&3&4
06	5	5	0	PHRASCH 2&(3^4)
07	1	1	0	PHRASCH 3&4
08	867	0	0	PHRASCH ((2^3)&028/cc)~dead/ld
09	312	0	0	PHRASCH 8&(028/ic^a/ic^b/ic^200/ic)
10	46	28	18	PHRASCH 4&(028/ic^a/ic^b/ic^200/ic)

TERMINAL SESSION STARTED 07/26/96 1:50 P.M. (EASTERN TIME)

TERMINAL SESSION FINISHED 07/26/96 2:02 P.M. (EASTERN TIME)

ELAPSED TIME THIS SESSION 0 HRS AND 12 MIN



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

ASSISTANT COMMISSIONER FOR TRADEMARKS
2900 Crystal Drive
Arlington, Virginia 22202-3513

May. 9, 1997

NOTICE OF PUBLICATION UNDER 12(a)

1. Serial No.:
75/049,086
2. Mark:
TEN STIX 21
3. International Class(es):
28
4. Publication Date:
Jun. 10, 1997
5. Applicant:
Sawyer, Thomas
Cranford, Tony

The mark of the application identified appears to be entitled to registration. The mark will, in accordance with Section 12(a) of the Trademark Act of 1946, as amended, be published in the Official Gazette on the date indicated above for the purpose of opposition by any person who believes he will be damaged by the registration of the mark. If no opposition is filed within the time specified by Section 13(a) of the Statute or by rules 2.101 or 2.102 of the Trademark Rules, the Commissioner of Patents and Trademarks may issue a certificate of registration.

Copies of the trademark portion of the Official Gazette containing the publication of the mark may be obtained at \$28.00 each for domestic orders, or at \$35.00 each for foreign orders from:

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